IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.1233 OF 2007

Mukund Narayan Patil, .. Petitioner.
Vs
The State of Maharashtra and ors.. Respondents.

Mr M.S.Kumthekar, for the petitioner.
Mr Prashant P.Kulkarni, for respondent no.1.
Mrs M.P.Thakur, AGP for the respondent.

CORAM : D.B.BHOSALE,J.
DATED : 06th JULY, 2007

P.C.:

1. Heard the learned counsel for the parties.

2. By this writ petition, the petitioner has impugned an order dated 25.1.2007, by which his revision application challenging the recovery certificate issued under section 101 of the Maharashtra Co-operative Societies Act, 1960 (for short, "the Act"), has been rejected on the ground that he did not deposit fifty percent of the amount of recoverable dues with the respondent-society as envisaged in sub-section (2)(A) of Section 154 of the Act. Mr.Kumthekar, learned counsel for the petitioner, submits that the petitioner is prepared to deposit this amount and in fact he made an attempt to deposit Rs.25,000/- with the respondent- Bank as per the order of this court dated 23.2.2007 but the Bank did not accept the said amount. Without entering into the controversy why the Bank did not accept the amount as per the order of this court, I

am satisfied that this petition can be disposed of by the following order.

. The petitioner shall deposit Rs.25,000/- with the respondent-Bank within two weeks from today and remaining Rs.11,000/- to make it fifty percent within two weeks therefrom. On depositing the amount as aforestated, the revision application, which has been dismissed by the impugned order, shall stand restored to file. The Divisional Joint Registrar shall deal with the same on merits in accordance with law expeditiously. With this observation, the writ petition is disposed of.

(D.B.Bhosale,J.)